

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

BERNARD SCOTT, )  
                      )  
Plaintiff,         )  
                      )  
vs.                 )              Case No. 4:15 CV 1456 CDP  
                      )  
CAROLYN W. COLVIN, )  
Acting Commissioner of Social )  
Security,            )  
                      )  
Defendant.          )

**MEMORANDUM AND ORDER**

Plaintiff Bernard Scott filed this case on September 23, 2015, appealing the denial of his applications for Disability Insurance Benefits and Supplemental Security Income. I reversed and remanded the case for further proceedings pursuant to sentence four of 42 U.S.C. § 405(g) on August 19, 2016.

Plaintiff now seeks attorney's fees in the amount of \$5,219.14, pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412. The Commissioner does not object to plaintiff's request. Because plaintiff prevailed and is not otherwise precluded from recovering attorney's fees and costs, I find that plaintiff is entitled to an award in the amount requested.

Accordingly,

**IT IS HEREBY ORDERED** that plaintiff's motion for attorney's fees [25] is **GRANTED**, and plaintiff shall recover attorney's fees in the amount of Five Thousand Two Hundred Nineteen and 14/100 dollars (\$5,219.14).

**IT IS FURTHER ORDERED** that the award shall be made payable to Traci L. Severs, pursuant to the Assignment of Federal Court EAJA Attorney Fee executed by the plaintiff in this case (*see* ECF #26-3) unless plaintiff has a pre-existing debt owed to the United States, in which case the award shall be made payable to the plaintiff and shall be subject to offset to satisfy such debt.



CATHERINE D. PERRY  
UNITED STATES DISTRICT JUDGE

Dated this 31st day of October, 2016.